

Message Text

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15

ACTION L-03

INFO OCT-01 EUR-25 EA-11 IO-13 ADP-00 AF-10 ARA-16 NEA-10

RSC-01 CIAE-00 DODE-00 PM-07 INR-10 NSAE-00 NSC-10

PA-03 PRS-01 SS-15 USIA-12 SCI-06 AEC-11 ACDA-19

MBFR-03 SAJ-01 RSR-01 /189 W
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R 131605Z JUL 73

FM AMEMBASSY THE HAGUE

TO SECSTATE WASHDC 1655

INFO AMEMBASSY CANBERRA

AMEMBASSY PARIS

AMEMBASSY SUVA

AMEMBASSY WELLINGTON

USMISSION USUN NY

UNCLAS THE HAGUE 3130

E.O. 11652: N/A

TAGS: ICJ (INTERNATIONAL COURT OF JUSTICE), AS, FR, FJ, NZ

SUBJECT: ICJ DEFERS FIJI'S APPLICATIONS FOR PERMISSION TO
INTERVENE ON FRENCH NUCLEAR TEST CASES

1. SUMMARY: ON JULY 12, IC, BY VOTE OF 8-5, DECIDED TO DEFER
CONSIDERATION OF TWO APPLICATIONS BY GOVERNMENT OF FIJI FOR
PERMISSION TO INTERVENE IN FRENCH TESTING PROCEEDINGS UNTIL IT
HAS MADE DECISION IN AUSTRALIAN AND NEW ZEALAND CASES.
END SUMMARY.

2. ON JULY 12 ICJ, BY VOTE OF 8-5 DECIDED TO DEFER CONSIDERATION
OF FIJI'S APPLICATION TO INTERVENE IN FRENCH NUCLEAR TEST
CASES UNTIL COURT HAS RULED ON QUESTIONS RAISED IN AUSTRALIAN-
FRENCH AND NEW ZEALAND-FRENCH CASES, WHICH WERE ARGUED IN LATE
JUNE. IN MAKING A DECISION, COURT RECALLED THAT ON MAY 16 AND 18,
THE GOVERNMENT OF FIJI, REFERRING TO ARTICLE 59 OF THE RULES
OF THE COURT, FILED APPLICATIONS FOR PERMISSION TO INTERVENE
IN EACH OF THE NUCLEAR TEST CASES BY VIRTUE OF ARTICLE 62 OF
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THE COURT'S STATUTE. IN ITS ORDERS OF JUNE 22 INDICATING

INTERIM MEASURES OF PROTECTION, THE COURT DECIDED THAT WRITTEN PROCEEDINGS WOULD FIRST BE ADDRESSED TO CONSIDERATION OF JURISDICTION AND ADMISSIBILITY OF THE APPLICATIONS OF AUSTRALIA AND NEW ZEALAND. THE COURT THEN FIXED SEPTEMBER 21 AS DEADLINE FOR AUSTRALIAN-NEW ZEALAND MEMORIALS AND DECEMBER 21 AS DEADLINE FOR FRENCH COUNTER-MEMORIAL.
TANGUY

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